IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 1ST DECEMBER 2006 / 10TH AGRAHAYANA 1928

Bail Appl..No. 7107 of 2006()

Cr. No. 57/06 of Balussery Excise Range

PETITIONER/ACCUSED:

SEKHARAN, S/O.NATESAN, AGED 42 YEARS,
PERIYAMALAYIL HOUSE, KANTHALAD AMSOM DESOM,
KOZHIKODE.

BY ADV. SRI.NIDHI BALACHANDRAN

RESPONDENTS: STATE/COMPLAINANT:

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1. STATE OF KERALA REPRESENTED BY
THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

2. EXCISE INSPECTOR,
EXCISE RANGE, BALUSSERY, KOZHIKODE.

BY PUBLIC PROSECUTOR JAI GOERGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 01/12/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Bail Application NO.7107 of 2006

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DATED: 01-12-2006

O R D E R

In this Petition filed under Sec. 439 Cr.P.C. the petitioner who is the sole accused in Cr. No. 57/06 of Balussery Excise Range for offences punishable under Secs.8(1) and 8(2) of the Abkari Act for having been found in possession of 4 liters of illicit arrack on 6-11-2006, seeks his enlargement on bail.

2. I heard the learned counsel for the petitioner and the learned Public Prosecutor.

3. Having regard to the nature of the offences, the duration of judicial custody of the petitioner and the other circumstances of the case etc., I am inclined to grant bail to the petitioner. Accordingly, the petitioner is directed to be released on bail with effect from 6-12-2006 on his executing a bond for Rs. 20,000/- (Rupees twenty thousand only) with two solvent sureties each for the like amount to the satisfaction of the J.F.C.M-II, Perambra, and subject to the following conditions:

1. Petitioner shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

2. The petitioner shall not influence or intimidate the prosecution witnesses nor shall he attempt to tamper with the evidence for the prosecution.

3. The petitioner shall not commit any offence while on bail.

If the petitioner commits breach of any of the above conditions, the bail granted to him shall be liable to be cancelled.

This application is allowed as above.

Sd/-V.RAMKUMAR,
JUDGE.

ani.

/true copy/

P.A. to Judge